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EXAMINER

MAIER, LEIGH C

ART UNIT

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Art Unit: 1623

### **ADVISORY ACTION**

With respect to claims 29 and newly added claim 30, Applicant's arguments have been addressed previously. The rejection is maintained for reasons of record.

With respect to claim 1, Applicant argues that "Eisenhart's teaching of water-soluble cyclodextrins that are *more* water-soluble is a clear teaching *away* from methyl cyclodextrins." (emphasis in original) Applicant's reasoning is that a "skilled person in the art will know that methyl cyclodextrins are formed by replacement of polar hydroxyl groups of unmodified cyclodextrins with non-polar methyl ether groups, and will expect that this substitution will make the resulting methyl cyclodextrins considerably less polar, and therefore less soluble, than the unmodified cyclodextrins." The examiner respectfully disagrees. Methylated cyclodextrins are well known in the art to be quite soluble. See, for example, Tsuchiyama et al (US 4,746,734).

As noted previously, in remarks submitted May 31, 2006, Applicant has suggested interference with US 6,900,255. Applicant is reminded that the contents of the suggestion must comply with 37 CFR 41.202. See MPEP 2304.02 [R-4]. Applicant has not yet submitted the required material necessary to support the suggestion of interference.

### ***Examiner's hours, phone & fax numbers***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Leigh Maier whose telephone number is (571) 272-0656. The examiner can normally be reached on Tuesday, Thursday, and Friday 7:00 to 3:30 (ET).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ms. Anna Jiang (571) 272-0627, may be contacted. The fax number for Group 1600, Art Unit 1623 is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished application is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197.

/Leigh C. Maier/  
Primary Examiner  
Art Unit 1623